UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

CRIMINAL ACTION NO. 04-10010-PBS

MATTHEW DWINELLS, Defendant,

ORDER OF EXCLUDABLE TIME September 13, 2004

SWARTWOOD, M.J.

It is ordered pursuant to the provisions of 18 U.S.C. § 3161 (b)(1)(F), as interpreted by the United States Court of Appeals for this Circuit (<u>United States v. Jodoin</u>, 672 F.2d 232, 237 (1st Cir. 1982)), that the period from September 9, 2004 (date of expiration of prior order of excludable time) through October 13, 2004 (date by which a decision will be made as to whether or not this case can be resolved without a trial) shall be excluded from the Speedy Trial Act.

/s/Charles B. Swartwood, III CHARLES B. SWARTWOOD, III MAGISTRATE JUDGE